

DONALD R. ANTONELLI  
MELVIN KRAUS  
WILLIAM I. SOLOMON\*  
GREGORY B. MONTONE  
RONALD J. SHORE  
DONALD E. STOUT  
ALAN E. SCHIAVELLI  
JAMES N. DRESSER  
CARL I. BRUNDIDGE\*  
PAUL J. SKWIERAWSKI\*  
HUNG H. BUI\*  
ALFRED A. STADNICKI\*  
\*ADMITTED OTHER THAN VA

LAW OFFICES  
**ANTONELLI, TERRY, STOUT & KRAUS, LLP**

SUITE 1800  
1300 NORTH SEVENTEENTH STREET  
ARLINGTON, VIRGINIA 22209

TELEPHONE (703) 312-6600  
FACSIMILE (703) 312-6666  
email@antonelli.com

OF COUNSEL  
DAVID T. TERRY  
HAROLD A. WILLIAMSON\*  
FREDERICK D. BAILEY  
RALPH T. WEBB\*  
STERLING W. CHANDLER\*  
PATENT AGENT  
LARRY N. ANAGNOS

**VIA FACSIMILE - 12 PAGES (Including This Cover)**

Commissioner for Patents  
POB 1450, Alexandria, VA 22313-1450  
Attention: Ms. Alicia Brown, Office of Petitions  
Transmitted to Petitions Office Fax No. 703-308-6916

Re: FUJII *et al.*, Serial No. 09/517,176  
Attorney Docket No. 501.37264X00  
USPTO Confirmation No. 4516

**FAX RECEIVED**  
**OCT 08 2003**

PETITIONS OFFICE

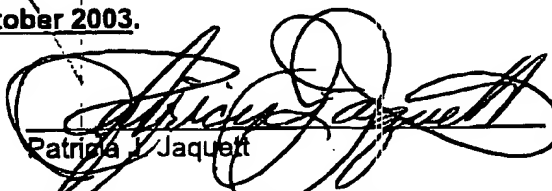
**SUBMISSION OF COPY OF PETITION/ATTACHMENTS**

Sir:

Applicant hereby transmits the attached "Submission of Previously Filed Petition" and attachment copies (previously-filed §181 Petition, Notice of Abandonment, Issue Fee Transmittal, Date-Stamped Postcard for Issue Fee, and Transmission Cover/ Transmission Report/USPTO Auto-Reply for Petition/Attachments) in connection with the above-identified application.

**CERTIFICATE OF TRANSMISSION:**

I hereby certify that the attached "Submission of Previously Filed Petition" and attachment copies (previously-filed §181 Petition, Notice of Abandonment, Issue Fee Transmittal, Date-Stamped Postcard for Issue Fee, and Transmission Cover/ Transmission Report/USPTO Auto-Reply for Petition/Attachments) is being **INFORMALLY TRANSMITTED** as a copy of a previous USPTO filing via Petitions Office Fax No. 703-308-6916 on 8 October 2003.

  
Patricia J. Jaquet

**CONFIDENTIALITY NOTICE:** The documents accompanying this facsimile transmission contain confidential information belonging to the sender which is legally privileged. This information is intended only for the use of the individual(s) or entity(ies) named above. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this facsimile information is strictly prohibited. If you have received this facsimile in error, please immediately notify us by telephone to arrange for return of the original document to us.

501.38264X00

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**Applicant: Yoshikatsu FUJII *et al.*

Serial No.: 09/517,176

Filed: 3 March 2000

For: MAGNETIC DISK DRIVE AND METHOD  
OF CONTROL OF THE DRIVE (As Amended)

Art Unit: 2651

Examiner: J.L. Habermehl

Conf. No. : 4516

FAX RECEIVED

OCT 08 2003

PETITIONS OFFICE

**SUBMISSION OF PREVIOUSLY-FILED PETITION/ATTACHMENTS****Mail Stop Petition**

Attention: Ms. Alicia Brown

Commissioner for Patents

POB 1450

Alexandria, Virginia 22313-1450

8 October 2003

Sir:

Applicant attaches hereto copies of the following papers:

- Petition Under 37 CFR §1.181 to Withdraw Holding of Abandonment formally

filed via facsimile in the USPTO on 21 August 2003;

- Notice of Abandonment mailed 21 July 2003 (attachment to Petition);

- Fee Transmittal Form PTOL-85B formally filed in the USPTO on 11 June 2003

(attachment to Petition);

- date-stamped postcard indicating USPTO Mail Room receipt of Issue Fee

(attachment to Petition);

FUJII *et al.*, SN 09/517,176

Docket No. 501.38264X00

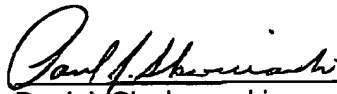
- Applicant's Transmission Cover/Certification for Petition/attachments;
- Applicant's facsimile machine transmission report for Petition/attachments; and
- USPTO Auto-Reply Facsimile Transmission Receipt for Petition/attachments.

As shown by the attached copies, Applicant formally filed the Petition and its attachments in the USPTO via completed facsimile transmission to TC 2600 After Final Facsimile No. 703-872-9315 on 21 August 2003.

In view of the *prima facie* evidence of filing presented herewith, Applicant respectfully requests entry of the attached papers as of the original filing date of 21 August 2003.

There is no requirement for a fee for entry of this Resubmission.

Respectfully submitted,



Paul J. Skwierawski  
Registration No. 32,173  
ANTONELLI, TERRY, STOUT & KRAUS, LLP  
1300 North Seventeenth Street, Suite 1800  
Arlington, Virginia 22209-3801, USA  
Telephone 703-312-6600  
Facsimile 703-312-6666

**ATTACHMENTS:**

Copies of §181 Petition/Attachments,  
Fax Transmission Cover/Certification,  
Machine Transmission Report, and  
USPTO Auto-Reply Transmission Receipt

501.38264X00

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**Applicant: Yoshikatsu FUJII *et al.*

Serial No.: 09/517,176

Filed: 3 March 2000

For: MAGNETIC DISK DRIVE AND METHOD  
OF CONTROL OF THE DRIVE (As Amended)

Art Unit: 2651

Examiner: J.L. Habermehl

Conf. No. : 4516

FAX RECEIVED

OCT 08 2003

PETITIONS OFFICE

**PETITION UNDER 37 CFR §1.181 TO WITHDRAW HOLDING OF ABANDONMENT**Commissioner for Patents  
POB 1450  
Alexandria, Virginia 22313-1450

21 August 2003

Sir:

A Notice of Abandonment (copy attached) was mailed 21 July 2003 in connection with the above-identified application, indicating that the application has been held abandoned for failure to timely pay the Issue Fee due 11 June 2003.

Applicant respectfully requests withdrawal of the holding of abandonment, as the present application was never abandoned.

Attached hereto is a copy of a receipt postcard itemizing the filed items of the Issue Fee Transmittal Form PTOL-85B and Credit Card Payment Form PTO-2038 on 11 June 2003, and bearing the official date stamp of the USPTO Mail Room acknowledging receipt of the items indicated, as *prima facie* evidence of the timely filing of the Issue Fee in this case. Also attached is a copy of the Issue Fee Transmittal Form PTOL-85B substantially as submitted (/s/) on 11 June 2003.

FUJII et al., S.N. 09/517,176

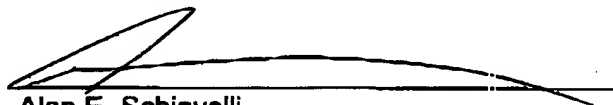
Docket No. 501.38264X00

Applicant's undersigned representative also declares that it has reviewed its records of charges presented to American Express (USPTO Payor) under Form PTO-2038, and that such records indicate payment of a charge in the amount of \$1,300.00 from American Express to the USPTO for the above-identified serial number. Therefore, Applicant is not resubmitting the Form PTO-2038, to avoid any confusion.

In accordance with MPEP §§503 and 711.03(c), Applicant respectfully requests written acknowledgment of the timely receipt by the USPTO of all requirements for issue (including the Issue Fee Transmittal Form PTOL-85B and the Issue Fee in the amount of \$1,300 by Form PTO-2038), and withdrawal of the holding of abandonment.

**NO FEE IS REQUIRED FOR THIS PETITION, AND THE USPTO HAS RECEIVED THE ISSUE FEE.** Therefore, only in the event that the USPTO can prove by authoritative record that any properly required fee has not been received, the undersigned authorizes such fee to be charged to ATSK Deposit Account No. 01-2135.

Respectfully submitted,



Alan E. Schiavelli  
Registration No. 32,087  
ANTONELLI, TERRY, STOUT & KRAUS, LLP  
1300 North Seventeenth Street, Suite 1800  
Arlington, Virginia 22209-3801, USA  
Telephone 703-312-6600  
Facsimile 703-312-6666

**ATTACHMENTS:**

Copy of Notice of Abandonment

Copy of Issue Fee Transmittal Form PTOL-85B filed 6/11/2003

Copy of Receipt Postcard w/Date Stamp



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22315-1450  
 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/517,176	03/02/2000	Yoshikatsu Fujii	501.38264X(1)	4516

20457 7590 07/21/2003

ANTONELLI, TERRY, STOUT & KRAUS, LLP  
 1300 NORTH SEVENTEENTH STREET  
 SUITE 1800  
 ARLINGTON, VA 22209-9889

EXAMINER

HABERMEHL, JAMES LEE

ART UNIT PAPER NUMBER

2651

DATE MAILED: 07/21/2003

p #11

501.38264X(1)

If paid 6/11

mk/pjs

Please find below and/or attached an Office communication concerning this application or proceeding.

FAX RECEIVED

OCT 08 2003

PETITIONS OFFICE


**UNITED STATES DEPARTMENT OF COMMERCE**  
**Patent and Trademark Office**

 Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
 Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
--------------------	-------------	-----------------------	---------------------

09/517,176

EXAMINER	
----------	--

ART UNIT	PAPER NUMBER
----------	--------------

DATE MAILED:

**NOTICE OF ABANDONMENT**

This application is abandoned in view of:

- ☐ Applicant's failure to timely file a proper response to the Office letter mailed on \_\_\_\_\_
- ☐ A response (with a Certificate of Mailing or Transmission of \_\_\_\_\_) was received on \_\_\_\_\_, which is after the expiration of the period for response (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_
- ☐ A proposed response was received on \_\_\_\_\_, but it does not constitute a proper response to the final rejection.

(A proper response to a final rejection consists only of: a timely filed amendment which places the application in condition for allowance; a Notice of Appeal; or the filing of a continuing application under 37 CFR 1.62 (FWC).)

- ☐ No response has been received.
- ☒ Applicant's failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance.
- ☐ The issue fee (with a Certificate of Mailing or Transmission of \_\_\_\_\_) was received on \_\_\_\_\_
- ☐ The submitted issue fee of \$\_\_\_\_\_ is insufficient. The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_
- ☒ The issue fee has not been received.
- ☐ Applicant's failure to timely file new formal drawings as required in the Notice of Allowability.
- ☐ Proposed new formal drawings (with a Certificate of Mailing or Transmission of \_\_\_\_\_) were received on \_\_\_\_\_
- ☐ The proposed new formal drawings filed \_\_\_\_\_ are not acceptable.
- ☐ No proposed new formal drawings have been received.
- ☐ The express abandonment under 37 CFR 1.62(g) in favor of the FWC application filed on \_\_\_\_\_
- ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
- ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity) under 37 CFR 1.34(a) upon the filing of a continuing application.
- ☐ The decision by the Board of Patent Appeals and Interferences rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
- ☐ The reason(s) below:

FAX RECEIVED

OCT 08 2003

PETITIONS OFFICE

 ABANDONMENT  
 CONTACT PERSON IS:  
 TOM HAWKINS  
 305-8380

## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** Box ISSUE FEE  
**Commissioner for Patents**  
**Washington, D.C. 20231**  
**Fax** (703)746-4000

501.38264X00

**INSTRUCTIONS:** This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 4 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

**CURRENT CORRESPONDENCE ADDRESS (Note: Legibly mark-up with any corrections or use Block 1)**

020457 7590 03/11/2003

**ANTONELLI TERRY STOUT AND KRAUS**  
**SUITE 1800**  
**1300 NORTH SEVENTEENTH STREET**  
**ARLINGTON, VA 22209**

**Note:** A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

**Certificate of Mailing or Transmission**

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Box Issue Fee address above, or being facsimile transmitted to the USPTO, on the date indicated below.

(Depositor's name)
(Signature)
(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/517,176	03/02/2000	Yoshiatsu Fujii	501.38264X00	4516

**TITLE OF INVENTION: IDLE SEEK CALIBRATION METHOD FOR MAGNETIC DISK DRIVE AND MAGNETIC DISK DRIVE WITH A INTERMISSION CALIBRATION**

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1300	\$0	\$1300	06/11/2003

EXAMINER	ART UNIT	CLASS-SUBCLASS
HABERMEHL, JAMES LEE	2651	360-078080

**1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).**

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

**2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.**

Antonelli, Terry,  
 1 Stout & Kraus, LLP  
 2  
 3

**3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)**

**PLEASE NOTE:** Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the USPTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment.

**(A) NAME OF ASSIGNEE**

**(B) RESIDENCE: (CITY AND STATE OR COUNTRY)**

Hitachi, Ltd.

Tokyo, Japan

Please check the appropriate assignee category or categories (will not be printed on the patent) ☐ individual ☒ corporation or other private group entity ☐ government

**4a. The following fee(s) are enclosed:**

☒ Issue Fee

☐ Publication Fee

☐ Advance Order - # of Copies \_\_\_\_\_

**4b. Payment of Fee(s):**

☐ A check in the amount of the fee(s) is enclosed.

☒ Payment by credit card. Form PTO-2038 is attached.

☒ The Commissioner is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 01-2135 (enclose an extra copy of this form).

Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

**(Authorized Signature)**

**(Date)**

Aian E. Schiavelli # 32,087 6/11/03

**NOTE:** The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered attorney or agent, or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

This collection of information is required by 37 CFR 1.311. The information is required to obtain or remain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, D.C. 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.**

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMIT THIS FORM WITH FEE(S)

PTOL-85 (REV. 04-02) Approved for use through 01/31/2004. OMB 0651-0033

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

FAX RECEIVED

OCT 08 2003

PETITIONS OFFICE

053776 053776 053776





DONALD R. ANTONELLI  
MELVIN KRAUS  
WILLIAM I. SOLOMON\*  
GREGORY E. MONTONE  
RONALD J. SHORE  
DONALD E. STOUT  
ALAN E. SCHIAVELLI  
JAMES N. DRESSER  
CARL I. BRUNDIDGE\*  
PAUL J. SKWIERAWSKI\*  
ROBERT M. BAUER  
HUNG M. BUI\*  
ALFRED A. STADNICKI\*  
\*ADMITTED OTHER THAN VA

LAW OFFICES  
**ANTONELLI, TERRY, STOUT & KRAUS, LLP**

SUITE 1800  
1300 NORTH SEVENTEENTH STREET  
ARLINGTON, VIRGINIA 22209

TELEPHONE (703) 312-6600  
FACSIMILE (703) 312-6666  
email@antonelli.com

OF COUNSEL  
DAVID T. TERRY  
HAROLD A. WILLIAMSON\*

RANDALL S. SVIHLA  
GEORGE N. STEVENS\*  
FREDERICK D. BAILEY  
DAVID C. OREN  
RALPH T. WEBB\*  
PAUL W. BOBOWIEC\*  
STERLING W. CHANDLER\*

PATENT AGENT  
LARRY N. ANAGNOS

**VIA FACSIMILE - 7 PAGES (Including This Cover)**

Commissioner for Patents  
POB 1450, Alexandria, VA 22313-1450  
Attention: J.L. Havermehl, Group AU 2651  
Transmitted to TC 2600 AFTER FINAL Fax No. 703-872-9315

Re: FUJII *et al.*, Serial No. 09/517,176  
Attorney Docket No. 501.37264X00  
USPTO Conf. No. 4516

**FAX RECEIVED**

**OCT 08 2003**

PETITIONS OFFICE

**SUBMISSION OF PETITION TO WITHDRAW HOLDING OF ABANDONMENT**

Sir:

Applicant hereby formally submits the attached "Petition Under 37 CFR §1.181 to Withdraw Holding of Abandonment" (2 pgs.) with copies of Notice, Issue Fee Transmittal and Date-Stamped Postcard (4 pgs.) for the above-identified application.

**CERTIFICATE OF TRANSMISSION:**

I hereby certify that the attached "Petition Under 37 CFR §1.181 to Withdraw Holding of Abandonment" (2 pgs.) with copies of Notice, Issue Fee Transmittal and Date-Stamped Postcard (4 pgs.) are being **FORMALLY** filed in the USPTO via TC 2600 AFTER FINAL Fax No. 703-872-9315 on 21 August 2003.

  
Patricia J. Jaquett

**CONFIDENTIALITY NOTICE:** The documents accompanying this facsimile transmission contain confidential information belonging to the sender which is legally privileged. This information is intended only for the use of the individual(s) or entity(ies) named above. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this facsimile information is strictly prohibited. If you have received this facsimile in error, please immediately notify us by telephone to arrange for return of the original document to us.

\*\*\*\*\*  
\*\*\* TX REPORT \*\*\*  
\*\*\*\*\*

TRANSMISSION OK

TX/RX NO 3331  
CONNECTION TEL 7038729315  
SUBADDRESS  
CONNECTION ID  
ST. TIME 08/21 16:11  
USAGE T 02'35  
PGS. 7  
RESULT OK

DONALD R. ANTONELLI  
MELVIN KRAUS  
WILLIAM I. SOLOMON\*  
GREGORY E. MONTONE  
RONALD J. SHORE  
DONALD E. STOUT  
ALAN E. SCHIAVELLI  
JAMES N. DRESSER  
CARL I. BRUNOIDGE\*  
PAUL J. SKWIERAWSKI\*  
ROBERT M. BAUER  
HUNG H. GUY  
ALFRED A. STADNICK\*  
\*ADMITTED OTHER THAN VA

LAW OFFICES  
**ANTONELLI, TERRY, STOUT & KRAUS, LLP**

SUITE 1800  
1300 NORTH SEVENTEENTH STREET  
ARLINGTON, VIRGINIA 22209

TELEPHONE (703) 312-6600  
FACSIMILE (703) 312-6666  
email@antonelli.com

OF COUNSEL  
DAVID T. TERRY  
HAROLD A. WILLIAMSON\*  
RANDALL S. SVILA  
GEORGE N. STEVENS\*  
FREDERICK D. BAILEY  
DAVID O. CREN  
RALPH T. WEBB\*  
PAUL W. BOBOWIEC\*  
STERLING W. CHANDLER\*  
PATENT AGENT  
LARRY N. ANAGNOS

VIA FACSIMILE - 7 PAGES (Including This Cover)

Commissioner for Patents  
POB 1450, Alexandria, VA 22313-1450  
Attention: J.L. Havermehl, Group AU 2651  
Transmitted to TC 2600 AFTER FINAL Fax No. 703-872-9315

Re: FUJII et al., Serial No. 09/517,176  
Attorney Docket No. 501.37264X00  
USPTO Conf. No. 4516

FAX RECEIVED  
OCT 08 2003  
PETITIONS OFFICE

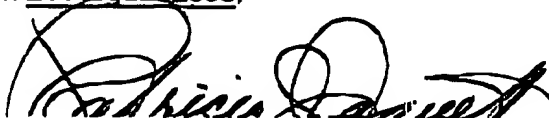
**SUBMISSION OF PETITION TO WITHDRAW HOLDING OF ABANDONMENT**

Sir:

Applicant hereby formally submits the attached "Petition Under 37 CFR §1.181 to Withdraw Holding of Abandonment" (2 pgs.) with copies of Notice, Issue Fee Transmittal and Date-Stamped Postcard (4 pgs.) for the above-identified application.

**CERTIFICATE OF TRANSMISSION:**

I hereby certify that the attached "Petition Under 37 CFR §1.181 to Withdraw Holding of Abandonment" (2 pgs.) with copies of Notice, Issue Fee Transmittal and Date-Stamped Postcard (4 pgs.) are being **FORMALLY** filed in the USPTO via TC 2600 AFTER FINAL Fax No. 703-872-9315 on 21 August 2003.



08/21/03 16:58:19

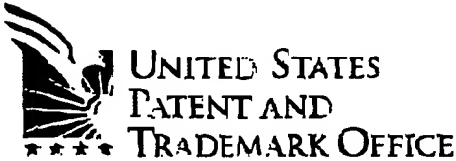
USPTO--&gt;

RightFax

Page 001

TO:Auto-reply fax to 703 312 6666 COMPANY:

## Auto-Reply Facsimile Transmission



TO:

Fax Sender at 703 312 6666

Fax Information

Date Received:

8/21/03 4:11:32 PM [Eastern Daylight Time]

Total Pages:

7 (including cover page)

**ADVISORY:** This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received  
Cover  
Page  
=====

08/21/03 THU 10:11 FAX 703 312 6666 ATSK

**LAW OFFICES**  
**ANTONELLI, TERRY, STOUT & KRAUS, LLP**  
SUITE 1000  
1000 NORTH SEVENTEENTH STREET  
ARLINGTON, VIRGINIA 22209  
TELEPHONE (703) 312-6600  
FACSIMILE (703) 312-6666  
info@antonelli.com

**OF COUNSEL**  
DANIEL E. HOFFMAN  
MARCO A. WILSON  
ANTONELLI, TERRY, STOUT & KRAUS, LLP  
SUITE 1000  
1000 NORTH SEVENTEENTH STREET  
ARLINGTON, VIRGINIA 22209  
TELEPHONE (703) 312-6600  
FACSIMILE (703) 312-6666  
info@antonelli.com

**VIA FACSIMILE - 7 PAGES (including This Cover)**

Commissioner for Patents  
POB 1450, Alexandria, VA 22313-1450  
Attention: J.L. Havermehl, Group AU 2651  
Transmitted to TC 2600 AFTER FINAL Fax No. 703-672-9315

Re: FUJII et al., Serial No. 08/517,176  
Attorney Docket No. 501.37264X00  
USPTO Conf. No. 4516

**SUBMISSION OF PETITION TO WITHDRAW HOLDING OF ABANDONMENT**

Sir:

Applicant hereby formally submits the attached "Petition Under 37 CFR §1.181 to Withdraw Holding of Abandonment" (2 pgs.) with copies of Notice, Issue Fee Transmittal and Date-Stamped Postcard (4 pgs.) for the above-identified application.

**CERTIFICATE OF TRANSMISSION:**

I hereby certify that the attached "Petition Under 37 CFR §1.181 to Withdraw Holding of Abandonment" (2 pgs.) with copies of Notice, Issue Fee Transmittal and Date-Stamped Postcard (4 pgs.) are being **FORMALLY** filed in the USPTO via TC 2600 AFTER FINAL Fax No. 703-672-9315 on 21 August 2003.

*Patricia Jaquet*  
Patricia Jaquet

**CONFIDENTIALITY NOTICE:** The documents accompanying this facsimile transmission contain confidential information belonging to the sender which is legally privileged. This information is intended only for the use of the individual(s) or entity(ies) named above. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this facsimile information is strictly prohibited. If you have received this facsimile in error, please immediately notify us by telephone to arrange for return of the original document to us.

Received from 703 312 6666 at 08/21/03 4:11:32 PM [Eastern Daylight Time]

FAX RECEIVED  
OCT 08 2003

PETITIONS OFFICE